



4/29/04

## RACINIOS

### HB 4610 (MINORE)

In the initial year of operation, the bill would be expected to increase School Aid Fund (SAF) revenue by \$4.2 million to \$44.9 million, and City of Detroit revenue by \$10.8 million to \$12.5 million. Private agricultural interests would receive, through purse pools, grants and breeders( awards, between \$42.2 million and \$127.7 million, while tracks would receive between \$58.2 million and \$201.1 million in commissions.

In the second full year of operation, the bill would be expected to increase SAF revenue by \$4.5 million to \$46.4 million, and City of Detroit revenue by \$9.8 million to \$13.3 million. Private agricultural interests would receive between \$44.8 million and \$133.8 million, while tracks would receive between \$61.7 million and \$212.1 million in commissions.

Support: Michigan Horsemen and Benevolent Assn., Michigan Thoroughbred Owners and Breeders Assn., Michigan Harness Horseman's Assn., Canter Assn., Michigan Racing Assn., Teamsters, Great Lakes Quarter Horse Ass., Calhoun County Community Development, Heffron Farms in Belding, City of Hazel Park, United Horse Alliance, Oakland Schools, Michigan Small and Rural Schools Assn., United Steelworkers Michigan AFL-CIO, Magna Entertainment Corp., Mount Pleasant Meadows, Michigan Farm Bureau.

Oppose: Little River Band of Ottawa Indians Tribal Council, Little Traverse Band of Odawa Indians, Detroit Entertainment, MGM Grand.

- EMERSON 1 (S-2) was adopted [no RC].
- EMERSON 1A was adopted [no RC].
- EMERSON 1B was adopted [no RC].
- Birkholz 1C was withdrawn.
- JACOBS 1D was adopted [no RC]. This would give 4% of the tracks share to the locals (with a racino) and removes the \$1 million cap.
- Birkholz 1E was adopted [no RC]. Video lottery operations would not be able to relocate in another part of the state.
- BASHAM 1F was withdrawn. This would have increased the amount going to the locals government to 3% and provide that 1% be given to a local community mental health program to help compulsive gamblers and their families

- BASHAM 1G was withdrawn. This would have required the Executive Director be appointed by advise and consent, not a record roll call vote
- Allen 1H was adopted [no RC].
- McManus 1I was adopted [no RC]. McManus: This is a great amendment if you are against racinos. This related to Indian casinos which pay an 8% tax (which are in the Muskegon area). Racinos could not locate within 100 miles of these casinos.
- McManus 1J was withdrawn.
- Patterson 1K was adopted [no RC]. This would require local approval of racinos in those communities with a population between 6,000-15,000.
- Patterson 1L was adopted [no RC].
- Cassis 1M was adopted [no RC].
- Patterson 1N was withdrawn.
- Patterson 1O was withdrawn.
- Patterson 1P was defeated [no RC]. This would earmark the first \$20 million in revenues to the School Aid Fund. The second \$20 million would also go to schools. Finally, 1% would go to public safety.
- Sikkema 1Q was adopted [no RC].
- Sikkema 1R was adopted [no RC].
- THOMAS 1S was defeated. No racinos within 10 miles of the Hazel Park racetrack.
- THOMAS 1T was defeated.
- BASHAM 1U was adopted [no RC]. This would provide funds for counseling for compulsive gambling.
- ALLEN 1V was adopted [no RC].
- THOMAS 1W was not defeated.
- VANWOERKEM 1X was adopted [no RC]
- George 1Y was adopted [no RC].
- Kuipers 1Z was adopted [no RC].
- Patterson 1AA was adopted [no RC].
- BERNERO 1BB was adopted [no RC]. This would allow for voluntary contributions for compulsive gambling by gambling interests.
- BERNERO 1CC was adopted [no RC].
- Sikkema 1DD was adopted [no RC].
- HB 4610 was moved to 3<sup>rd</sup> Reading.
- CHERRY 1 was defeated [no RC]. This would give money to counties with VLT's and provide that a share of this be dedicated to the local fair board.
- SCOTT 2 was defeated [no RC]. This would have allocated money from any future VLT at the state fair in Detroit and give some money to highland Park.

- BERNERO 3 was withdrawn.
- BERNERO 4 was withdrawn.
- THOMAS 5 was defeated [no RC]. This would have earmarked money for the state fair out of the states share. In the first year only, 20% of the states share to be earmarked to the state fair to be used for capital improvements in an effort to bring the fair up to code, only at the current site. However, the amount shall not exceed \$20M. Every year there after, if there is no location change, he would like 5% to be earmarked for the state fair or another park enterprise. However the amount shall not exceed \$5M.
- THOMAS 6 was defeated [no RC]. \$30 million for Detroit, to make up for lost revenues which are likely to result from the expansion of gambling.
- THOMAS 7 was defeated [no RC]. No racinos within 10 miles of the Hazel Park racetrack.
- Patterson 8 was withdrawn. This would earmark the first \$20 million in revenues to the School Aid Fund. The second \$20 million would also go to schools. Finally, 1% would go to public safety.
- Birkholz 9 was defeated [no RC].
- THOMAS 10 was defeated [no RC].
- JACOBS 11 was withdrawn.
- HB 4610 passed [RC 244: 20 yes, 18 no]. Immediate Effect was defeated [no RC].

## FINAL PASSAGE

### **SB 1009 (Cropsey)**

SB 1009 would clarify the definition of “false pretenses” to mean a false or fraudulent representation, writing, communication, statement, or message, communicated by any means to another person, that the maker of the representation, writing or communication, statement, or message knows is false or fraudulent. The false pretense may be a representation regarding a past or existing fact or circumstance or a representation regarding the intention to perform a future event or to have a future event performed.

Support: Prosecuting Attorneys Association of Michigan (PAAM).

- SB 1009 passed [RC 245: 38 yes, 0 no].

### **HB 5026 (Woronchak)**

HB 5026 would amend current law regarding intentionally making a false report of the commission of a crime to certain law enforcement officials to include intentionally “causing” a false report to be made. This bill would also expand the list of law enforcement officials that receive a false report to include 9-1-1 operator, or any other governmental employee who was authorized to receive reports of a crime.

Support: Prosecuting Attorneys Association of Michigan and the MI State.

- HB 5026 passed with IE [RC 246: 38 yes, 0 no].

### **HB 5182 (Kooiman)**

## **HB 5197 (Kooiman)**

HB 5182 would shorten the time frame from 7 days to 24 hours for eviction notice of tenants of property where controlled substances are manufactured, possessed, or delivered. Currently, the owner or person entitled to the premises can attempt to recover possession 7 days after the tenant failed to vacate after receipt of the written eviction order. This bill shortens the timeframe to 24 hours. This bill also provides that court proceeding for an eviction for drug possession shall be heard at the time of the defendant's appearance or trial date and not be adjourned beyond that time except for "extraordinary reasons"

- BRATER 1 (1 amend) was defeated [no RC].
- BRATER 2 (1 amend) was withdrawn.
- HB 5182 passed with IE [RC 247: 31 yes, 6 no].

HB 5197 would allow a landlord to terminate a tenancy by giving the tenant a written 24 hour notice to quit instead of the current 7 day notice requirement in situations where the lease was terminated due to controlled substances being manufactured, possessed or delivered on the premises.

- HB 5197 passed with IE [RC 248: 31 yes, 6 no].

## **HB 5427 (Acciavatti)**

### **HB 5428 (Amos)**

### **HB 5429 (Milosch)**

HB 5427 would specify that purchasing, owning, carrying, possessing, using, or transporting an "antique firearm" would not be subject to weapons licensure and safety inspection requirements. "Antique firearm" is defined to mean: 1) a firearm not designed or redesigned for using rimfire or conventional center fire ignition with fixed ammunition and manufactured in or before 1898; or 2) a firearm using fixed ammunition manufactured in or before 1898, for which ammunition is no longer manufactured in the U.S. and is not readily available in the ordinary channels of commercial trade. Currently, owners of antique handguns must obtain a permit prior to purchase of their weapon and also register the antique handgun with local law enforcement after the purchase.

- HB 5427 passed with IE [RC 249: 36 yes, 0 no].

HB 5428 would remove references to "antique firearms" from current law requiring safety inspections. Current law provides that a person does not need a safety inspection if the person holds a collection of pistols kept "solely" for the display as ..... "antiques".

- HB 5428 passed with IE [RC 250: 37 yes, 0 no].

HB 5429 would remove references to "antique firearms" from current law requiring a license to carry, purchase, or transport a firearm. Current law provides that a person does not need a license if the person deals in the business of selling pistols at retail, or to the sale, barter, exchange of pistols kept "solely" as .... "antiques".

- HB 5429 passed with IE [RC 251: 36 yes, 0 no].

## **HB 5545 (Moolenaar)**

HB 5545 would allow certain local units of government to retain \$2.50 per parcel from collections of the State Education Tax. This would apply to local units that otherwise would not levy summer taxes and to counties collecting the SET on behalf of such local units. This would reduce revenues by \$4.2 million.

Support: Dept. of Treasury, MI Township Assn., MI Assn. of Counties, Township Treasurers, MI Municipal League.

- HB 5545 passed with IE [RC 253: 38 yes, 0 no].

### **HB 5648 (Howell)**

HB 5648 would limit the imposition of statutory minimum costs (rest of fee package passed last year) in juvenile proceedings to cases in which other monetary sanctions are imposed, and also give the court discretion to waive costs in cases of undue hardship. The minimum costs are as follows: a) \$60.00 for a felony conviction; b) \$45.00 for a serious misdemeanor conviction; and c) \$40.00 for other misdemeanors. The clerk shall pay to the justice system fund the applicable amount specified as a minimum cost and payment of the minimum state cost is a condition of probation.

Support: Michigan State Court Administrative Office (SCAO).

- HB 5648 passed with IE [RC 252: 38 yes, 0 no].

## **MESSAGE FROM THE GOVERNOR**

### **Michigan Technological University Board of Control**

- The Senate approved the nomination of Russell Gronevelt to the Board of Control of Michigan Technological University [RC 254: 38 yes, 0 no].